

SUMMARY REPORT DIGEST

CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.
1019507TYPE
INFODATE OF REPORT (Day-Mo.-Yr.)
27 Oct 08

INSTRUCTIONS: To be used in all cases that are to be classified as either **EXONERATED**, **UNFOUNDED**, **NOT SUSTAINED**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed **FIVE (5) DAYS SUSPENSION**. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: ☐ CHIEF ADMINISTRATOR,
INDEPENDENT POLICE REVIEW AUTHORITY☒ CHIEF,
INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME WHITMORE, Roy	RANK Sgt	STAR NO. 2352	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 001	UNIT DETAILED [REDACTED]
---	-------------	------------------	----------------------------	---------------------	-----------------------------

REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)

[REDACTED]

[REDACTED]

DATE OF INCIDENT - TIME
28 Aug 08 0330 hours
BEAT OF INCIDENT
134

ACCUSED

NAME	RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED
1. UNK					
2.					
3.					
SEX/RACE	D.O.B.	DATE OF APPOINTMENT	DUTY STATUS (TIME OF INCIDENT)		
1.			<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
2.			<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
3.			<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
IF APPLIES, DATE ARRESTED/INDICTED	CHARGES	COURT BRANCH	DISPOSITION & DATE		
1.					
2.					
3.					

COMPLAINANT

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	F/1	[REDACTED] 08 38 YOA

VICTIMS

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	F/1	UNK 25 YOA

WITNESSES

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

**IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

Unknown accused Officer refused to aid an unknown victim who was "thrown" out of a vehicle and then battered by unknown offenders. Unknown accused Officer allowed the unknown victim to lay in the street until the CFD ambulance arrived.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SUMMARY

On 12 Sep 08 at approximately 0830 hrs, R/Sgt spoke to complainant [REDACTED] stated in summary that from her fifth floor apartment window of [REDACTED] she observed an unknown officer operating a marked Chicago Police vehicle being approached by an unknown female who had been "thrown" out of another vehicle. [REDACTED] further stated that this unknown officer got out of the car to assist this unknown female, but would not let her into the police vehicle. [REDACTED] stated that she did not see the vehicle number, beat tag, or officer and would not be able to identify the unknown officer. [REDACTED] also stated that she had no information whatsoever on the alleged victim other than [REDACTED]. [REDACTED] further stated that based upon the fact that she could not assist in the investigation, she would not sign an affidavit form. In addition, R/Sgt conducted a Data Warehouse search for any service calls occurring on Beat 134, which encompasses the address of occurrence, on 28 Aug 08 from 0200 hrs through 0459 hrs which shows no calls for service during the time frame given by the complainant. A further search of case reports revealed RD #HP539107 a Strong Arm Robbery which occurred on 28 Aug 08 at 0430 hrs at 2200 S. State with a listed victim of [REDACTED]. This report was completed on 28 Aug 08 at 0545 hours by Beat 513. Nowhere in this case report is it mentioned that any police officers were on the scene of the incident. In addition, R/Sgt contacted the Records Section of the Internal Affairs Section, who related that there were no additional complaints filed in regards to this alleged incident. R/Sgt attempted to contact [REDACTED] at the phone number listed on the case report and spoke with a [REDACTED] who provided R/Sgt with a contact number for [REDACTED]. R/Sgt called this additional number and left a voicemail message with all pertinent information. On 07 Oct 08, after receiving no return phone call from [REDACTED], R/ Sgt completed a complainant letter and sent it via Certified Mail [REDACTED]. The certified letter was delivered and signed for by [REDACTED] on 21 Oct 08 at 1223 hrs. As of today's date, R/Sgt has not received a return phone call from [REDACTED] regarding this alleged incident. Without the complainant's or alleged victim's assistance, R/Sgt is unable to proceed with this investigation. In an attempt to identify the officer involved, R/ Sgt conducted a review of the Daily Worksheets (Att. #5). The only officer who matched the description of a male black working 10-99 was beat 132 who, at the time of occurrence (according to the PCAD printout Att. #6), assigned to the mayor's house relief and therefore, could not have been at the address of occurrence.

ATTACHMENTS

INVESTIGATIVE REPORTS-SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS-SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
None	None	None	14

FINDINGS - RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for --- days (not to exceed 5 days).

ALLEGATION #1 Failure to assist victim

FINDINGS: UNFOUNDED - based upon the lack of a signed affidavit and no cooperation on the part of the complainant and possible victim

REVIEWED BY: [REDACTED]
DATE: FEB 25 2009

DATE INITIATED (Date complaint was received for investigation)	DATE COMPLETED (Date of this report)	ELAPSED TIME (Total time expressed in days)
11 Sep 08	27 Oct 08	47
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.	INV [REDACTED]	

List of Attachments

C.L. # 1019507

1. (A-C) Face Sheet
2. Sworn Affidavit (REFUSED)
3. To-From summarizing interview of Complainant [REDACTED]
4. (A-E) CLEAR Data Warehouse search documentation
5. Daily Work Sheets for 1st Watch 28 Aug 08
6. (A-G) PCAD Unit History printout for Beat 132 for 28 Aug 08
7. To-From summarizing attempt to reach possible victim [REDACTED]
8. Request for Time Extension
9. (A,B) Case Report [REDACTED]
10. Copy of Certified Mail envelope sent to [REDACTED]
11. Copy of Complainant Letter sent to [REDACTED]
12. Printout from USPS.com documenting delivery date/time of Certified Letter
13. USPS Certified Mail Receipt and Domestic Return Receipt accepted by [REDACTED]
[REDACTED]
14. (A,B) Initiation report completed by Sgt. O'Neal #2092